IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUATION SHEET
FIRST APPEAL NO.513 OF 2006

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Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders.	Court's or Judge's orders

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Mr.A.M.Saraogi for the Appellant
Mr.J.J.Xavier for Respondent-B.M.C.

CORAM: A.S.OKA, J.
DATED: MARCH 21, 2006.

P.C.:

1. Heard Shri Saraogi for the Appellant and Shri Xavier for the Respondents. After arguing the Appeal for some time, Shri Saraogi for the Appellant states that the Appellant may be permitted to unconditionally withdraw the Appeal as he wants to apply either for regularisation of the suit structure or for grant of another accommodation in lieu of the suit structure. He states that the suit structure may be protected for a reasonable time to enable him to move the appropriate authorities. The learned Advocate for the Respondents opposed the prayer for grant of protection.

2. The Appellant has shown willingness to withdraw the Appeal unconditionally.

Therefore, reasonable time deserves to be granted to the Appellant.

3. Hence, I pass the following order :

i) Appeal is dismissed as withdrawn.

ii) The Respondentss will not take any steps for demolition of the suit structure for a period of three months from today. Within the said period, it will be open for the Appellant to apply to the appropriate authorities in accordance with law. If such Application is made by the Appellant to the Respondent, the same will be decided by the Respondents-Corporation as expeditiously as possible.

iii) There will be no order as to costs.

Judge.